

## Official Proceedings

January 4, 2008

8:00 am

Chairman Duane Wolf called the meeting of the Stark County Board of Commissioners to order. All members present, with the exception of Comm. Zander who was absent.

Chairman Wolf asked for any additions to the agenda. Auditor Alice Schulz added Fair Association. Comm. Nodland moved to approve the agenda with the amendment. Comm. Willer seconded. All voted Aye and the motion carried.

Comm. Hoff moved to approve the minutes from the December 28, 2007, meeting as printed. Comm. Willer seconded. All voted Aye and the motion carried.

The first order of business was the election of officers. Chairman Wolf asked for nominations for the Chairman of the Board. Comm. Nodland nominated Duane Wolf. Comm. Hoff seconded. Chairman Wolf asked if there were any other nominations, there being none, votes were cast. Roll call vote. All voted Aye with Chairman Wolf abstaining.

Chairman Wolf asked for nominations for Vice-Chairman. Comm. Hoff nominated Ken Zander. Comm. Nodland seconded. Chairman Wolf asked if there were any other nominations for Vice Chairman, there being none, votes were cast. Roll call vote. All voted Aye and the motion carried.

The 2008 Commission meeting dates were set as follows: February 5, March 4, April 1, May 6, June 3, July 1, August 5, September 2, September 16, October 7, November 4, December 2 and December 30.

Comm. Nodland moved to approve the accounts payable and supplement as presented. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

**General:** Payroll: \$121,705.61; ND County Commissioners Association: \$1,200.00; Matthew Bender: \$179.55; Culligan Water: \$27.75; Polk City Directory: \$283.50; Stringer Business Supplies: \$255.13; Walmart: \$114.18; Energy Tech System: \$1,000.00; B & M Security: \$16.50; Braun Distributing: \$87.84; Electric Sales & Service: \$115.98; Otis Elevator Co: \$2,251.18; United Building Center: \$49.34; City of Dickinson: \$7,195.53; MDU: \$5,060.01; West Plains Electric: \$220.00; Secretary of State: \$726.00; NDPers: \$13,896.64; Ottmar & Ottmar: \$339.82; Hardy, Maus & Nordsvén: \$1,371.00; Gary's Painting & Lawn Care: \$105.00; Alltel: \$1,031.57; Consolidated: \$539.08; Qwest: \$487.00; Pitney Bowes Inc: \$819.00; Service Printers: \$112.70; Dickinson Press: \$150.00; Dickinson Parks & Rec: \$62.40; DJ's Amoco: \$29.53; Visa: \$139.47; Post Board: \$45.00; Dickinson Tire: \$19.00; Sax Motor Co: \$238.61; T-Rex Conoco: \$30.05; BP Amoco: \$2,171.56; Farmers Union Oil Co of Bis/Man: \$1,686.56; Cenex Fleetcard: \$93.40; RZ Motors: \$500.00; LEC Maintenance: \$5,129.67; American Bank Center:

\$550.28; NDACO: \$10,261.16; ND911 Assoc: \$20.00; NACO: \$484.00; Roosevelt Custer Regional Council: \$26,460.00;

**County Road:** Kadrmas, Lee & Jackson: \$553.76; ND Dept of Transportation: \$150.00; Alltel: \$1,273.90; Qwest: \$100.05; City of Belfield: \$12.85; City of Dickinson: \$117.94; City of Richardton: \$54.90; Consolidated: \$20.17; MDU: \$1,879.73; SW Water Authority: \$48.58; West Plains Electric: \$934.00; Belfield Automotive: \$56.00; Carquest Auto Parts: \$15.59; Dickinson Supply: \$26.58; Jerome Distributing: \$112.60; Logo Magic Inc: \$205.00; Newby's Ace Hardware: \$64.21; Partsmaster: \$87.89; Runnings Supply: \$24.98; Western Fire & Safety: \$11.00; Walmart: \$10.77; Beall Corporation: \$474.97; Dickinson Tire & Supply: \$4,157.13; Kohler Communications: \$22.50; Midwest Auto Glass: \$586.09; Performance Truck Center: \$125.97; Basin Hydraulic: \$122.35; Butler Machinery: \$896.19; Dakota Farm Equipment: \$240.25; Farmers Union Oil of Richardton: \$19.37; Powerplan-RDO: \$2,546.63; JP Steel & Supply: \$453.05; Praxair: \$64.97; Rummel Auto Wrecking: \$223.09; David L Kubas: \$9,657.00; David V. Patricia Kubas: \$4,828.50; Vincent Veverka: \$21,507.00; Dickinson Press: \$29.11; ATSSA: \$100.00; ND Dept of Transportation: \$5.00; NDACE: \$210.00; Payroll: \$204.90;

**Highway Tax Distribution:** Payroll: \$52,831.61; NDPers: \$11,610.31; NDACO: \$20,818.88;

**Social Welfare:** Payroll: \$151,808.28; NDPers: \$34,574.79; NDACO: \$7,471.52; Social Services: \$7,543.55; Lavonne Hutzenbiler: \$150.00; ND Dept of Human Services: \$1,106.64;

**County Poor:** ND Dept of Human Services: \$22,921.88;

**IT – Computer/Updates:** Payroll: \$4,200.00; NDPers: \$637.71; American Bank Center: \$314.81; NDACO: \$50.00; Alltel: \$324.39; Consolidated: \$198.04; CDW Government Inc: \$400.08; Hewlett-Packard: \$137.00; Walmart Community: \$195.79; Maximus Inc: \$11,783.48;

**County Park:** Kadrmas, Lee & Jackson: \$480.68; Zeller Construction: \$10,588.68;

**Fair Board:** Stark County Fair Board: \$13,177.12;

**County Jail:** SWMCCC: \$39,116.25; Sunrise Youth Bureau: \$48,763.74;

**Insurance:** American Insurance Center: \$78,728.00; Energy Tech System: \$5,893.00; NDACO: \$8,311.35;

**Comp Health:** Humana Insurance: \$172.80; Blue Cross Blue Shield: \$445.30; NDPers: \$15,886.06; Medicare Blue RX: \$118.70;

**VSO Fund:** Payroll: \$5,902.38; ND VSO Association: \$40.00;

**Social Security:** American Bank Center: \$23,589.33;

**Advertising:** NDNA: \$210.00; Amy Axtman: \$455.00;

**County Agent:** Payroll: \$3,627.94; NDPers: \$257.58; NDACO: \$75.09; Sharon Kickertz-Gerbig: \$495.63; Consolidated: \$144.93; Kurt Froelich: \$10.11;

**Weed Control:** Payroll: \$4,216.68; NDPers: \$978.21; NDACO: \$608.23; Alltel: \$267.94; American Bank Center: \$114.74;

**9-1-1:** Payroll: \$5,696.65; NDPers: \$1,623.28; American Bank Center: \$398.89; NDACO: \$75.09; City of Dickinson: \$5,939.59; SW Crime Conference: \$18.00; Qwest: \$1,606.42; Consolidated: \$645.00; Reservation Telephone: \$80.00; Avtex Inc: \$3,000.00;

**Adult Education:** Kurt Froelich: \$237.25;

**Domestic Violence:** State Treasurer: \$350.00;

**Juvenile Alcohol Grant:** Payroll: \$233.28;

**Traf Safety Grant:** Payroll: \$877.44;

**Homeland Security Grant:** Runnings Supply: \$3,900.00; St Joseph's Hospital: \$13,605.24;

**Game & Fish:** ND Game & Fish: \$242,594.00;

**LEC Financial Officer:** Payroll: \$4,305.70; American Bank Center: \$320.77; NDPers: \$392.68;

**SW Victim Witness Program:** Alltel: \$101.10; City of Dickinson: \$.16; Consolidated: \$2.43; Payroll: \$3,034.75; American Bank Center: \$221.84; NDPers: \$531.44;

**Domestic Violence Rape Crisis Center:** Domestic Violence: \$369.00;

**State Reimbursement:** Candie Rosencrans: \$25.00;

**Other Reimbursements:** Runnings Supply: \$325.00; Sheri Peterson: \$500.00; Consolidated: \$137.42; BP Amoco: \$352.20; RZ Motors: \$11,362.34; American Insurance Center: \$60.00;

**911 Equipment:** Avtex Inc: \$2,898.00; Verizon Wireless: \$34.95;

Commissioner portfolios were reviewed. Comm. Nodland suggested Comm. Hoff take over as Road Commissioner. The consensus of the Board was to remove Road Department from Comm. Nodland's portfolio and to keep all the other portfolio's as is.

Comm. Nodland requested that Tom Henning, States Attorney, review which county boards require county commission presence and make sure we are in compliance.

Gary Kostelecky, Emergency Management, reported on generator installation at the Law Enforcement Center, the siren project which is to be completed this year, and on the new radio tower being installed at the Law Enforcement Center.

Comm. Nodland requested a legal opinion if it's okay for the Commissioners to attend the same social function. Tom Henning, States Attorney, reported that it is okay to gather, but do not discuss business.

Gary Kostelecky presented a request from the Rural Fire District for additional funding above the mill levy they receive. The mill levy helps with operating but does not allow for upgrades or replacement of equipment. Gary reported they have used Homeland Security Grants to change what they could, and are also soliciting funds from oil companies and other businesses. In the past the County had committed \$100,000.00 and the road crew contributed time & equipment. No action taken and the Board will consider the request.

Sheriff Clarence Tuhy gave an update on the South Sakakawea Narcotics Task Force reporting that in 2007 there were 17 cases related to methamphetamine, 35 cases related to marijuana, and 26 cases related to prescription drug.

Diane Brines, Tax Director, reported that notification of Vanguard Appraisal valuations will be sent out January 11, 2008, and they will be taking appointments for specific concerns to meet with Vanguard Appraisal representatives on January 28 and January 29. Concerns beyond that will be handled with the Board of Equalization.

Al Heiser, Road Superintendent, requested the annual equipment and gravel crushing bid opening be set for the February meeting. Al also reported that construction of a salt shed at the North Dakota Highway Department will begin in 2008. The shed will be used by the State, Stark County and City of Dickinson. The State will provide a loader with bucket scale. Stark County's cost share would be \$50,000.00.

Darren Czapiewski, Information Technology, reported on the County's website for 2007. Statistics reflect a 49.9% increase of usage since 2006, with Social Services receiving the most hits.

Katie Mehrer, The Dickinson Press, inquired if Stark County would like to purchase an ad in The Dickinson Press Progress Addition. Comm. Nodland moved to continue with the same size ad as last year. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff moved to accept and approve the report of pledge of assets and depositories:

<b><u>BANK</u></b>	<b><u>MARKET VALUE</u></b>	<b><u>PLEDGES</u></b>
American Bank Center	\$6,184,415.00	\$6,043,874.72
Dacotah Bank	\$1,760,000.00	\$1,760,000.00
Dakota Community Bank	\$3,800,000.00	\$1,796,891.97
Bremer Bank	\$1,086,919.99	\$ 440,000.00

Comm. Willer seconded. Roll call vote. Comm. Nodland abstained. Comm. Hoff Aye. Comm. Willer Aye. Chairman Wolf Aye. The motion carried.

Chairman Wolf presented a Joint Powers Agreement for sharing the Law Enforcement Center facility. Comm. Willer moved to authorize the Chairman sign the Joint Powers Agreement between Stark County, City of Dickinson, and Southwest Multi County Correction Center for a joint facility. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Willer moved to approve the liquor license application for The 19<sup>th</sup> Hole. Comm. Nodland seconded. All voted Aye and the motion carried.

Comm. Nodland moved to accept County Recorder Carol Beckert's letter of retirement effective as of April 1, 2008. Comm. Hoff seconded. All voted Aye and the motion carried.

Comm. Nodland moved to appoint Raedeen Weinberger as County Recorder for the remainder of the term, effective April 1, 2008, contingent on Carol Beckert's retirement. Comm. Willer seconded. All voted Aye and the motion carried.

Tim Kelly, Kadrmas, Lee & Jackson, gave the engineers report and update on Enchanted Highway overlay. Kadrmas, Lee & Jackson are in the process of reviewing the speed data collected and waiting for a recommendation from the State.

Engineering agreements from Kadrmas, Lee & Jackson and Interstate Engineering were reviewed. Comm. Nodland moved to accept Kadrmas, Lee & Jackson's engineering agreement. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Nodland reported no action was taken at the Zoning Board meeting to make a recommendation on a request for a zoning change for the South Heart power plan. Tom Henning, States Attorney, will be reviewing documents submitted, and will advise the Zoning Board.

Kurt Froelich and Bob Zent, Fair Association, presented the annual statistical report and income statement for the Fair Association. The Public Input Meetings for developing the

Fairground are scheduled for January 29, 2008, and February 12, 2008. Mr. Froelich asked the Board how to respond to the question at the Public Meetings of where the funding for the Fairgrounds will come from. Discussion was held. Comm. Nodland made a motion to give notice of intent to recommend to the County Park Board to commit \$500,000.00 to the Fairground project contingent on a specific plan being developed, and as we continue to sell lots in State Addition we would commit ourselves to further help, with the Fair Association having first consideration for their facility. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

The following **Miscellaneous Receipts** were filed: General: \$141,969.12; 10 Mill: \$14,425.92; County Road: \$165,940.64; Highway Tax Distribution: \$166,071.03; Special Road & Bridge: \$4,334.15; Social Services: \$124,997.28; County Poor: \$60,359.39; Information Technology: \$489.31; Capital Improvement: \$48,494.55; County Park: \$10,347.89; County Jail: \$11,005.34; Insurance: \$4,334.15; Comp Health: \$6,012.57; Emergency: \$1,444.72; Veterans Service Office: \$6,231.12; Social Security: \$15,102.20; Advertising: \$743.60; County Agent: \$22,682.36; Weed Control: \$2,507.01; 911 Revenue: \$13,222.86; Adult Education: \$2,659.00; Domestic Violence: \$175.00; Homeland Security Grant: \$16,490.24; Estimate Tax: \$1,860.35; Game and Fish: \$74,138.00; SW Victim Witness: \$1,600.47; Domestic Violence Rape Crisis Center: \$369.00; Preservation Fee: \$1,224.00; Other Reimbursements: \$1,314.32; Judgment Execution Fund: \$1,000.00; 911 Equipment: \$4,407.70;

Comm. Nodland moved to adjourn. Comm. Willer seconded.

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Alice Schulz, Auditor

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Duane A. Wolf, Chairman